

HEYMAN ENERIO
GATTUSO & HIRZEL
LLP
PRACTICING THE ART OF LAW

300 DELAWARE AVENUE • SUITE 200 • WILMINGTON, DELAWARE 19801
TEL: (302) 472.7300 • FAX: (302) 472.7320 • WWW.HEGH.LAW

Tel: (302) 472-7311
dgattuso@hegh.law

October 25, 2019

VIA CM-ECF

The Honorable Leonard P. Stark
United States District Court
For the District of Delaware
844 North King Street
Wilmington, DE 19801

Re: *H. Lundbeck A/S v. Apotex Inc. et al.*, C.A. No. 18-088 (LPS) (consolidated)

Dear Chief Judge Stark:

The parties in the above-referenced matter write to request the scheduling of a discovery teleconference, pursuant to Paragraph 8.m of the Scheduling Order (D.I. 31), to address a discovery dispute.

The following counsel for Plaintiffs and Defendants met and conferred by telephone on May 15 and July 19, 2019, and by email prior to and after those dates:

For Plaintiffs:

Delaware Counsel: Megan Dellinger of Morris Nichols Arsht & Tunnell LLP
Lead Counsel: Einar Stole and Han Park of Covington & Burling LLP

For Defendants Alembic Pharmaceuticals Limited, Alembic Global Holding S/A, and Alembic Pharmaceuticals, Inc. (collectively, "Alembic"):

Delaware Counsel: Kelly Farnan of Richards, Layton & Finger, P.A.
Lead Counsel: Bradley Graveline and Jesse Salen of Sheppard Mullin Richter & Hampton LLP

For Defendant Alkem Laboratories Limited ("Alkem"):

Delaware Counsel: Pilar Kraman of Young Conaway Stargatt & Taylor, LLP
Lead Counsel: Charles Wysocki of Sterne Kessler Goldstein & Fox PLLC

For Defendant Apicore US LLC ("Apicore"):

Lead Counsel: Howard Suh of Holland & Knight LLP



Th Honorable Leonard P. Stark
October 25, 2019
Page 2

For Defendants Apotex Inc., Apotex Corp., and Apotex Research Private Limited (collectively, “Apotex”):

Lead Counsel: Ian Scott of Taft Stettinius & Hollister LLP

For Defendants Cipla Limited and Cipla USA Inc. (collectively, “Cipla”):

Lead Counsel: Aaron Eckenthal of Lerner, David, Littenberg, Krumholz & Mentlik LLP

For Defendants Hetero USA Inc., Hetero Labs Limited, and Hetero Labs Limited Unit-V (collectively, “Hetero”):

Lead Counsel: Alexander Owczarczak of Wiley Rein LLP

For Defendants Lupin Limited and Lupin Pharmaceuticals, Inc. (collectively, “Lupin”):

Delaware Counsel: Jim Lennon of the Devlin Law Firm LLC

Lead Counsel: Joseph Janusz of Katten Muchin Rosenman LLP

For Defendants Macleods Pharmaceuticals Limited and Macleods Pharma USA, Inc. (collectively, “Macleods”):

Delaware Counsel: Kelly Farnan of Richards, Layton & Finger, PA

Lead Counsel: Karen Beckman of Merchant & Gould PC

For Defendants MSN Laboratories Private Limited, MSN Pharmaceuticals, Inc., and MSN Pharmachem Private Limited (collectively, “MSN”):

Delaware Counsel: Geoffrey Grivner of Buchanan Ingersoll & Rooney PC

Lead Counsel: Matthew Fedowitz of Buchanan Ingersoll & Rooney PC

For Defendants Princeton Pharmaceuticals Inc. and Zhejiang Huahai Pharmaceutical Co., Ltd. (collectively, “Princeton”):

Delaware Counsel: Tyler Cragg of Richards, Layton & Finger, P.A.

Lead Counsel: Gary Coad of Arent Fox LLP

For Defendants Sandoz Inc. and Lek Pharmaceuticals d.d. (collectively, “Sandoz”):

Delaware Counsel: Dominick Gattuso of Heyman Enerio Gattuso & Hirzel LLP

Lead Counsel: Laura Lydigsen and Joshua Ney of Brinks Gilson & Lione

For Defendant Sigmapharm Laboratories, LLC (“Sigmapharm”):

Delaware Counsel: Jack Phillips of Phillips, Goldman, McLaughlin & Hall, P.A.

Lead Counsel: Tom Heneghan of Husch Blackwell LLP

For Defendants Torrent Pharmaceuticals Limited and Torrent Pharma Inc. (collectively, “Torrent”):

Lead Counsel: Yun Wei of Pillsbury Winthrop Shaw Pittman LLP



Th Honorable Leonard P. Stark
October 25, 2019
Page 3

For Defendant Unichem Laboratories, Limited (“Unichem”):

Delaware Counsel: Jack Phillips of Phillips, Goldman, McLaughlin & Hall, P.A.

Lead Counsel: Paul Braier of Greenblum & Bernstein, P.L.C.

For Defendants Zydus Pharmaceuticals (USA) Inc. and Cadila Healthcare Limited (collectively, “Zydus”):

Delaware Counsel: Jack Phillips of Phillips, Goldman, McLaughlin & Hall, P.A.

Lead Counsel: Timothy Peterson of Locke Lord LLP

The dispute requiring judicial attention concerns: Whether Plaintiffs shall supplement their responses to Request Nos. 55, 57, 62, 67, 69, 74, and 75 of Defendants’ First Set of Requests for Production to Plaintiffs (Nos. 1-94).

Respectfully,

/s/ Dominick T. Gattuso

Dominick T. Gattuso (#3630)

cc: Clerk of the Court (via CM/ECF)
All Counsel of Record (via electronic mail)